



Patent  
Attorney's Docket No. 032796-033

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
Keith G. WEINSTOCK et al. ) Group Art Unit: 1645  
Application No.: 09/252,691 ) Examiner: V. Portner  
Filed: February 18, 1999 )  
For: NUCLEIC ACID AND AMINO ACID )  
SEQUENCES RELATING TO )  
ENTEROBACTER CLOACAE FOR )  
DIAGNOSTICS AND )  
THERAPEUTICS )

TECH CENTER 1600/2900

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Amend  
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Linda  
4/16/02

**AMENDMENT AND REPLY**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Official Action mailed on September 25, 2001 (Paper No. 22), please amend the above-identified application as follows:

**IN THE CLAIMS:**

Please cancel claims 11-13 without prejudice or disclaimer to the subject matter disclosed therein.

Please replace claim 10 as follows:

10. (Thrice Amended) An isolated nucleic acid comprising a nucleotide sequence of at least 30 consecutive nucleotides in length, wherein the sequence can hybridize under conditions of high stringency to a nucleic acid comprising SEQ ID NO: 1394, wherein said nucleic acid is not immediately contiguous with both of the coding sequences with which it is immediately contiguous in the naturally-occurring *E. cloacae* genome.